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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

BOBBY D. SEAY,)
Petitioner,)
v.) Civil Action No. 7:09CV00361
TERRY O'BRIEN)
Respondent.)
) **ORDER**
)
) By: Hon. James C. Turk
) Senior United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby

ADJUDGED AND ORDERED

that Respondent's Motion to Dismiss (Dkt. No. 11) is **GRANTED**. Accordingly, Petitioner's 28 U.S.C. § 2241 Petition (Dkt. No.1) is **DENIED**. The Clerk of Court is directed to strike the matter from the court's active docket and to send a copy of this final order and accompanying memorandum opinion to Petitioner and counsel of record for the Respondent.

ENTER: This 9th day of March, 2010.

James C. Turk

Senior United States District Judge